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Attorneys for Defendant CAPITAL ONE
AUTO FINANCE, A DIVISION OF
CAPITAL ONE, N.A. (erroneously named
as CAPITAL ONE, NATIONAL ASSOCIATION)

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

ELNORA NEWKIRK,

Plaintiff,

v.

EXPERIAN INFORMATION
SOLUTIONS, INC.; EQUIFAX, INC.;
CAPITAL ONE, NATIONAL
ASSOCIATION AND DOES 1
THROUGH 100
INCLUSIVE,

Defendants.

Case 4:16-cv-05691-SBA
Hon. Sandra Brown Armstrong

**STIPULATED REQUEST FOR
DISMISSAL OF DEFENDANT
CAPITAL ONE AUTO FINANCE, A
DIVISION OF CAPITAL ONE, N.A.;
ORDER**

Complaint served: October 13, 2016

New

TO THE COURT, CLERK OF COURT, AND ALL PARTIES:

IT IS HEREBY STIPULATED by and between plaintiff Elnora Newkirk and defendant Capital One Auto Finance, a Division of Capital One, N.A., erroneously sued as “Capital One, National Association” (“Capital One”), that Capital One be dismissed from this action with prejudice pursuant to Federal Rule of Civil Procedure 41(a)(2), and that each party shall bear its own attorneys’ fees and costs.

DATED: February 17, 2017

SAGARIA LAW, P.C.

By: /s/ Elliot W. Gale

Elliot W. Gale

Attorneys for Plaintiff

ELNORA NEWKIRK

DATED: February 17, 2017

DOLL AMIR & ELEY LLP

By: /s/ Hunter R. Eley

Hunter R. Eley

Attorneys for Defendant

CAPITAL ONE AUTO FINANCE, A
DIVISION OF CAPITAL ONE, N.A.

I, Hunter R. Eley, am the ECF user whose identification and password are being used to file this Stipulation. I hereby attest that Elliot Gale has concurred in this filing.

/s/ Hunter R. Eley

ORDER

Pursuant to the stipulation of the Parties, Capital One is dismissed with prejudice.

IT IS SO ORDERED.

DATED: February 17, 2017



UNITED STATES DISTRICT JUDGE